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Team Disclaimed

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Confirmation No. 9958
Masamichi NAKASHIBA et al. : Attorney Docket No. 2000-0722
Serial No. 09/589,388 : Group Art Unit 3723
Filed June 8, 2000 : Examiner George Nguyen

APPARATUS FOR AND METHOD FOR
POLISHING WORKPIECE

TERMINAL DISCLAIMER UNDER 37 CFR 1.321

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The owner, Ebara Corporation, of 100% interest in the instant application, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 USC 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 10/142,980, filed May 13, 2002. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 USC 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or

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terminally disclaimed under 37 CFR 1.321; has all claims cancelled by a reexamination certificate; is reissued; or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

 The undersigned is empowered to act on behalf of the organization.

 X The undersigned is an attorney of record.

July 31, 2003

By:



Nils E. Pedersen , Reg. No. 33,145

Terminal disclaimer fee under 37 CFR 1.20(d) is included.

NEP/krl
Washington, D.C. 20006-1021
Telephone (202) 721-8200
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ACCOUNT NO. 23-0975

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue application of :

U.S. Patent No. 5,762,539

: Attn: BOX PATENT APPLICATION

Issued June 9, 1998

: Docket No. 2000-0722

Masamichi NAKASHIBA et al.

Serial No. NEW

Filed June 8, 2000

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COPY

CONSENT OF ASSIGNEE TO REISSUE AND
37 CFR 3.73(B) STATEMENT

Assistant Commissioner for Patents,
Washington, D.C.

Sir:

The undersigned, assignee of the entire interest in the above-mentioned letters patent as evidenced by an Assignment of record in the Patent Office at 8581, frames 0552-0555 on June 25, 1997, hereby assents to the above-identified reissue application.

In accordance with 37 C.F.R. 3.73 the assignee hereby certifies that the evidentiary documents with the respect to its ownership have been reviewed and that, to the best of the assignees knowledge and belief, title is in the assignees seeking to take this action.

The undersigned (whose title is supplied below) is empowered to sign the certificate on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements

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are made with the knowledge that wilful false statements, and the like so made, are punishable by fine or imprisonment, or both, under §1001, Title 18 of the U.S. Code, and that such wilful false statements may jeopardize the validity of the application or any patent issuing thereon.

July 25, 2000
Date


(Signature of assignee)

President
Title